

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

RAYMOND GENE PHENIX,
Plaintiff,

vs.

JAMES SCHOMIG et al.,
Defendants.

2:03-cv-00485-RCJ

ORDER

This is a petition for habeas corpus by a state prisoner pursuant to 28 U.S.C. § 2254. Petitioner has moved for leave to file a fourth amended petition, and Respondents have filed a notice of non-opposition, without waiver of any defenses. Petitioner has also filed a motion to file a fourth amended petition and to order Respondents to answer, as well as a motion to strike Respondents' opposition to his previous motion to supplement the Third Amended Petition.

CONCLUSION

IT IS HEREBY ORDERED that the Motion for Leave to File a Fourth Amended Petition (ECF No. 147) is GRANTED, without waiver of any defenses.

IT IS FURTHER ORDERED that the Motion to File a Fourth Amended Petition and Order Answer (ECF No. 148) and the Motion to Strike (ECF No. 145) are DENIED.

IT IS SO ORDERED.

DATED: This 5th day of July, 2011.


ROBERT C. JONES
United States District Judge